

# House File 383 - Introduced

HOUSE FILE \_\_\_\_\_  
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Passed House, Date \_\_\_\_\_ Passed Senate, Date \_\_\_\_\_  
Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_ Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_  
Approved \_\_\_\_\_

## A BILL FOR

1 An Act relating to the state child care advisory council.  
2 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:  
3 TLSB 2131YH 83  
4 jp/nh/14

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1 1 Section 1. Section 217.2, unnumbered paragraph 3, Code  
1 2 2009, is amended to read as follows:  
1 3 All members of the council shall be electors of the state  
1 4 of Iowa. No more than four members shall belong to the same  
1 5 political party and no more than two members shall, at the  
1 6 time of appointment, reside in the same congressional  
1 7 district. At least one member of the council shall be a  
1 8 member of a county board of supervisors at the time of  
1 9 appointment to the council. At least one of the members shall  
1 10 also be a member of the state child care advisory council  
1 11 selected from nominees submitted by the advisory council.  
1 12 Vacancies occurring during a term of office shall be filled in  
1 13 the same manner as the original appointment for the balance of  
1 14 the unexpired term subject to confirmation by the senate.  
1 15 Sec. 2. Section 237A.21, subsections 1 and 2, Code 2009,  
1 16 are amended to read as follows:  
1 17 1. a. A state child care advisory council is established  
1 18 consisting of not more than thirty-five voting members from  
1 19 urban and rural areas across the state. The membership shall  
1 20 include, but is not limited to, all of the following persons  
1 21 or representatives with an interest in child care: a licensed  
1 22 center provider, a registered child development home provider  
1 23 from a county with a population of less than twenty-two  
1 24 thousand, ~~an unregistered a family, friend, and neighbor child~~  
1 25 ~~care home provider, a parent of a child in child care, staff~~  
1 26 ~~members of appropriate governmental agencies, and other~~  
1 27 ~~members as deemed necessary by the director. The voting~~  
1 28 ~~members are eligible for reimbursement of their actual and~~  
1 29 ~~necessary expenses while engaged in performance of their~~  
1 30 ~~official duties.~~  
1 31 b. For the purposes of this subsection, "family, friend,  
1 32 and neighbor child care" means child care, usually provided  
1 33 without cost and on a voluntary basis, by a family member, a  
1 34 friend, or a neighbor whose reason for providing that care is  
1 35 a strong existing personal relationship with a parent,  
2 1 guardian, or custodian and the parent's, guardian's, or  
2 2 custodian's child or children.  
2 3 2. ~~Members~~ Except as otherwise provided, the voting  
2 4 members shall be appointed by the director from a list of  
2 5 names submitted by a nominating committee to consist of one  
2 6 member of the state council established pursuant to this  
2 7 section, one member of the department's child care staff,  
2 8 three consumers of child care, and one member of a  
2 9 professional child care organization. Two names shall be  
2 10 submitted for each appointment. ~~Members~~ The voting members  
2 11 shall be appointed for terms of three years but ~~no a voting~~  
2 12 member shall ~~not~~ be appointed to more than two consecutive  
2 13 terms. The state council shall develop its own operational

2 14 policies which are subject to departmental approval.  
2 15 Sec. 3. Section 237A.21, subsection 3, unnumbered  
2 16 paragraph 1, Code 2009, is amended to read as follows:  
2 17 The voting membership of the council shall be appointed in  
2 18 a manner so as to provide equitable representation of persons  
2 19 with an interest in child care and shall include all of the  
2 20 following:  
2 21 Sec. 4. Section 237A.21, subsection 3, paragraph m, Code  
2 22 2009, is amended by striking the paragraph.  
2 23 Sec. 5. Section 237A.21, subsection 3, Code 2009, is  
2 24 amended by adding the following new paragraphs:  
2 25 NEW PARAGRAPH. n. One person who is a business owner or  
2 26 executive officer. Notwithstanding subsection 2, the nominees  
2 27 under this paragraph shall be submitted by the Iowa chamber of  
2 28 commerce executives.  
2 29 NEW PARAGRAPH. o. One designee of the community  
2 30 empowerment office of the department of management.  
2 31 NEW PARAGRAPH. p. One person who is a member of the Iowa  
2 32 afterschool alliance.  
2 33 NEW PARAGRAPH. q. One person who is part of a local  
2 34 program implementing the statewide preschool program for  
2 35 four-year-old children under chapter 256C.  
3 1 Sec. 6. Section 237A.21, Code 2009, is amended by adding  
3 2 the following new subsection:  
3 3 NEW SUBSECTION. 4. In addition to the voting members, the  
3 4 membership shall include four legislators as ex officio,  
3 5 nonvoting members. The four legislators shall be appointed  
3 6 one each by the majority leader of the senate, the minority  
3 7 leader of the senate, the speaker of the house of  
3 8 representatives, and the minority leader of the house of  
3 9 representatives for terms as provided in section 69.16B.  
3 10 Sec. 7. Section 237A.22, Code 2009, is amended to read as  
3 11 follows:

3 12 237A.22 DUTIES OF STATE CHILD CARE ADVISORY COUNCIL AND  
3 13 DEPARTMENT.

3 14 1. The state child care advisory council shall advise and  
3 15 make recommendations to the department, governor, and general  
3 16 assembly concerning child care. In fulfilling this

3 17 responsibility the advisory council shall do all of the  
3 18 following:

3 19 ~~1-~~ a. Consult with the department and make  
3 20 recommendations to the department concerning policy issues  
3 21 relating to child care.

3 22 ~~2-~~ b. Advise the department concerning services relating  
3 23 to child care, including but not limited to any of the  
3 24 following:

3 25 ~~a-~~ (1) Resource and referral services.

3 26 ~~b-~~ (2) Provider training.

3 27 ~~c-~~ (3) Quality improvement.

3 28 ~~d-~~ (4) Public-private partnerships.

3 29 ~~e-~~ (5) Standards review and development.

3 30 ~~(6)~~ The federal child care and development block grant,

3 31 state funding, grants, and other funding sources for child

3 32 care.

3 33 ~~(7)~~ Child care involvement by children, parents, and

3 34 providers.

3 35 ~~3-~~ c. Assist the department in developing an  
4 1 implementation plan to provide seamless service to recipients  
4 2 of public assistance, which includes child care services. For  
4 3 the purposes of this subsection, "seamless service" means  
4 4 coordination, where possible, of the federal and state  
4 5 requirements which apply to child care.

4 6 ~~4-~~ d. Advise and provide technical services to the  
4 7 director of the department of education or the director's  
4 8 designee, upon request, relating to prekindergarten,  
4 9 kindergarten, and before and after school programming and  
4 10 facilities.

4 11 e. Make recommendations concerning child care expansion  
4 12 programs that meet the needs of children attending a core  
4 13 education program by providing child care before and after the  
4 14 core program hours and during times when the core program does  
4 15 not operate.

4 16 f. Make recommendations for improving collaborations  
4 17 between the child care programs involving the department and  
4 18 programs supporting the education and development of young  
4 19 children including but not limited to the federal head start  
4 20 program, the statewide preschool program for four-year-old  
4 21 children and the early childhood, at-risk, and other early  
4 22 education programs administered by the department of  
4 23 education.

4 24 g. Make recommendations for eliminating duplication and

4 25 otherwise improving the eligibility determination processes  
4 26 used for the state child care assistance program and other  
4 27 programs supporting low-income families, including but not  
4 28 limited to the federal head start, early head start, and even  
4 29 start programs, the early childhood, at-risk, and preschool  
4 30 programs administered by the department of education, the  
4 31 family and self-sufficiency grant program, and the family  
4 32 investment program.

4 33 h. Make recommendations as to the most effective and  
4 34 efficient means of managing the state and federal funding  
4 35 available for the state child care assistance program.

5 1 i. Review departmental program data concerning child care  
5 2 as deemed to be necessary by the advisory council, although  
5 3 the department shall not provide personally identifiable data  
5 4 or information.

5 5 2. The department shall provide information to the  
5 6 advisory council semiannually on all of the following:  
5 7 a. Federal, state, local, and private revenues and  
5 8 expenditures for child care, including but not limited to  
5 9 updates on the current and future status of the revenues and  
5 10 expenditures.

5 11 b. Financial information and data relating to regulation  
5 12 of child care by the department and the usage of the state  
5 13 child care assistance program.

5 14 c. Utilization and availability data relating to child  
5 15 care regulation, quantity, and quality from consumer and  
5 16 provider perspectives.

5 17 d. Statistical and demographic data regarding child care  
5 18 providers and the families utilizing child care.

5 19 e. Statistical data regarding the processing time for  
5 20 issuing notices of decision to state child care assistance  
5 21 applicants and for issuing payments to child care providers.

5 22 3. The advisory council shall report annually to the  
5 23 governor and general assembly in December concerning the  
5 24 status of child care in the state, providing findings, and  
5 25 making recommendations. The annual report may be personally  
5 26 presented to the general assembly's standing committees on  
5 27 human resources by a representative of the advisory council.

#### 5 28 EXPLANATION

5 29 This bill relates to the state child care advisory council  
5 30 established in Code section 237A.21.

5 31 Code section 217.2, creating the council on human services  
5 32 in the department of human services, is amended to require one  
5 33 of the seven members to be a member of the child care advisory  
5 34 council, to be appointed by the governor from nominees  
5 35 submitted by the advisory council.

6 1 The provisions involving the advisory council in Code  
6 2 section 237A.21 are amended. The membership of the advisory  
6 3 council is appointed by the director of human services,  
6 4 generally from nominees submitted by a nominating committee  
6 5 consisting of various child care interests and professionals.  
6 6 Current law specifies representation of particular interests  
6 7 for 22 slots. The slot designated for an unregistered child  
6 8 care home provider is instead designated for a "family,  
6 9 friend, and neighbor child care" provider, as defined by the  
6 10 bill. The bill specifies four additional slots and identifies  
6 11 a different nominating body for one of the additional slots to  
6 12 ensure representation for these interests: business from  
6 13 nominees submitted by the Iowa chamber of commerce executives,  
6 14 community empowerment office, and Iowa afterschool alliance,  
6 15 statewide preschool program for four-year-old children.

6 16 Current law in Code section 237A.22 authorizes the advisory  
6 17 council to advise the department concerning a list of items  
6 18 involving child care. The bill adds to this list the federal  
6 19 Child Care and Development Block Grant and other funding  
6 20 sources and child care involvement.

6 21 The bill also requires the department to semiannually  
6 22 provide to the advisory council various types of financial,  
6 23 expenditure, usage, and statistical information.

6 24 The advisory council is directed to make recommendations on  
6 25 various topics.

6 26 Finally, the bill requires the advisory council to annually  
6 27 report to the governor and general assembly concerning the  
6 28 status of child care in the state, providing findings, and  
6 29 making recommendations.

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